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6 Attorneys for Defendants
7 OAKLAND UNIFIED SCHOOL DISTRICT,
KIMBERLY STATHAM and GOVERNING BOARD OF
THE OAKLAND UNIFIED SCHOOL DISTRICT

8 IN THE UNITED STATES DISTRICT COURT

9 FOR THE NORTHERN DISTRICT OF CALIFORNIA

10 FARM MENG SAEPHAN,

Case No. C 06 4428 JCS

11 Plaintiff,

12 vs.

13 OAKLAND UNIFIED SCHOOL DISTRICT;
14 KIMBERLY STATHAM, State Administrator of the
Oakland Unified School District; GOVERNING
15 BOARD OF THE OAKLAND UNIFIED SCHOOL
DISTRICT,

16 Defendants.

STIPULATION AND [PROPOSED] ORDER
CONTINUING DEADLINE FOR MOTION TO
COMPEL RE FACT DISCOVERY [Civil L.R. 6-
2 and 26-2]

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18 Plaintiff FARM MENG SAEPHAN and Defendants OAKLAND UNIFIED SCHOOL
19 DISTRICT; KIMBERLY STATHAM, State Administrator of the Oakland Unified School District;
20 GOVERNING BOARD OF THE OAKLAND UNIFIED SCHOOL DISTRICT, (collectively
21 "Defendants"), by and through their respective attorneys of record, agree as follows:

22 WHEREAS, the present deadline to file a motion to compel on all fact discovery, based on
the present fact discovery cutoff of November 16, 2007 and Civil Local Rule 26-2, is Thursday,
23 November 29, 2007;

24 WHEREAS, the parties are aware of this Court's Standing Order which provides, inter alia,
25 that in lieu of motions to compel, the parties are required to submit their discovery disputes to the
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1 Court via joint letter. Absent specific guidance in that Order as to the timing of such a letter, the
2 parties understand November 29, 2007 to be the date by which such letter must be submitted to the
3 Court, absent an order providing otherwise;

4 WHEREAS, the parties are engaged in settlement discussions and are optimistic of
5 reaching an agreement which would lead to the potential resolution of this matter in its entirety;

6 WHEREAS, the parties wish to avoid burdening themselves and the Court with potentially
7 avoidable proceedings regarding fact discovery;

8 IT IS THEREFORE STIPULATED pursuant to Civil Local Rules 6-2 and 26-2, that the
9 deadline to file any joint letter regarding fact discovery disputes is continued up to and including
10 Friday, December 7, 2007.

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1 Accordingly, the parties respectfully request, pursuant to Civil Local Rules 6-2 and 26-2, that
2 the Court continue the deadline to file any motion to compel regarding fact discovery up to and
3 including Friday, December 7, 2007.

4 **IT IS SO STIPULATED.**

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6 Dated: November 26, 2007

DEBORAH A. COOKSEY
7 Interim General Counsel

8 By: /s/

9 Michael L. Smith
10 Attorneys for Defendants

11 Dated: November 26, 2007

12 THE LEGAL AID SOCIETY
13 Christopher Ho

14 By: /s/

15 Christopher Ho
16 Attorneys for Plaintiff

17 GOOD CAUSE APPEARING, the deadline to file any motion to compel regarding fact
18 discovery is continued up to and including Friday, December 7, 2007.

19 **IT IS SO ORDERED.**

20 Dated: November 27, 2007

